

26 NOV 2001
HTY

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Ulrich Fotheringham et al.
Serial No.: 09/936,916 }
Filed:
Title: METHOD AND DEVICE FOR THE
HOMOGENOUS HEATING OF GLASS AND/OR
GLASS-CERAMIC ARTICLES USING
INFRARED RADIATION }
Group:
Examiner:
International Application No.
PCT/EP00/02507
Filed: March 22, 2000

ATTENTION: APPLICATION PROCESSING DIVISION
SPECIAL PROCESSING AND CORRESPONDENCE BRANCH

SUBMISSION OF EXECUTED DECLARATION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

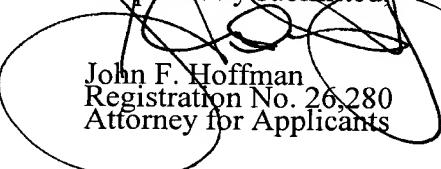
In response to the Notification of Missing Requirements mailed October 26, 2001, enclosed herewith is the signed and dated Declaration in the above-identified application together with a copy of PTO Missing Requirements Form.

Submitted herewith is a check in the amount of \$130.00, to cover the late Declaration surcharge. If the enclosed remittance is insufficient, the Commissioner is authorized to charge payment of the following fees during pendency of this application or credit any overpayment to Deposit Account No. 02-0385 BAKER & DANIELS:

1. Any additional fees required under 37 CFR 1.16.
2. Any patent application processing fees under 37 CFR 1.17
3. Any filing fees under 37 CFR 1.16 for presentation of extra claims

It is submitted that with the filing of the above documents, the application is complete and may be submitted for examination by the Patent and Trademark Office.

Respectfully submitted,


John F. Hoffman
Registration No. 26,280
Attorney for Applicants

11/30/2001 UEDUVIJE 00000128 09936916

01 FC:154

130.00 OP

JFH:pmp

BAKER & DANIELS
111 EAST WAYNE STREET, SUITE 800
FORT WAYNE, IN 46802
TELEPHONE: 219-424-8000
FACSIMILE: 219-460-1700

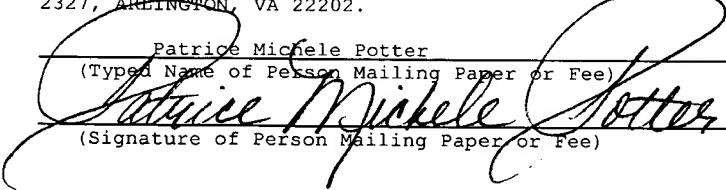
Enc.

Declaration
Notification of Missing Requirements Form
Return Postcard

"EXPRESS MAIL" MAILING LABEL NUMBER EL731284045US

DATE OF DEPOSIT November 26, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, P.O. BOX 2327, ARLINGTON, VA 22202.


Patrice Michele Potter
(Typed Name of Person Mailing Paper or Fee)
(Signature of Person Mailing Paper or Fee)

| | | |
|---------------------------------------------------------------------------------------------------------------------|--|--|
| Commissioner for Patents, Box PCT, United States Patent and Trademark Office, Washington, D.C. 20231, www.uspto.gov | | |
|---------------------------------------------------------------------------------------------------------------------|--|--|

| | | |
|-------------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 09/936,916 | Ulrich Fotheringham | WEI0027 |
| INTERNATIONAL APPLICATION NO. | | |
| PCT/EP00/02507 | | |
| I.A. FILING DATE | PRIORITY DATE | |
| 03/22/2000 | 03/23/1999 | |
| CONFIRMATION NO. 2889 | | |
| 371 FORMALITIES LETTER | | |
| *OC000000006977441* | | |

Date Mailed: 10/26/2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

BAKER & DANIELS

REPLY DUE: Dec'1.

Dec. 26, 2001

DOCKET 1 DOCKET 2

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL

RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/936,916 | PCT/EP00/02507 | WEI0027 |

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT \$130.00

Complete if Known

| | |
|----------------------|----------------------------|
| Application Number | 09/936,916 |
| Filing Date | |
| First Named Inventor | Ulrich Fotheringham et al. |
| Examiner Name | |
| Group Art Unit | |
| Attorney Docket No. | WEI0027 |

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **02-0385**

Deposit Account Name **BAKER & DANIELS**

Charge Any Additional Fee Required
Under 37 CFR §§ 1.16 and 1.17

Applicant claims small entity status.
See 37 CFR § 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---------------------|----------------|------------------------------------------------------------------|----------|
| Fee Code (\$) | Fee Code (\$) | Fee Description | |
| 105 | 130 | 205 65 Surcharge - late filing fee or oath | 130.00 |
| 127 | 50 | 227 25 Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 130 Non - English specification | |
| 147 | 2,520 | 147 2,520 For filing a request for ex parte reexamination | |
| 112 | 920* | 112 920* Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 1,840* Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 55 Extension for reply within first month | |
| 116 | 400 | 216 200 Extension for reply within second month | |
| 117 | 920 | 217 460 Extension for reply within third month | |
| 118 | 1,440 | 218 720 Extension for reply within fourth month | |
| 128 | 1,960 | 228 980 Extension for reply within fifth month | |
| 119 | 320 | 219 160 Notice of Appeal | |
| 120 | 320 | 220 160 Filing a brief in support of an appeal | |
| 121 | 280 | 221 140 Request for oral hearing | |
| 138 | 1,510 | 138 1,510 Petition to institute a public use proceeding | |
| 140 | 110 | 240 55 Petition to revive - unavoidable | |
| 141 | 1,280 | 241 640 Petition to revive - unintentional | |
| 142 | 1,280 | 242 640 Utility issue fee (or reissue) | |
| 143 | 460 | 243 230 Design issue fee | |
| 144 | 620 | 244 310 Plant issue fee | |
| Total Claims | -20** = | 0 X = 0.00 | |
| Independent Claims | - 3** = | 0 X = 0.00 | |
| Multiple Dependent | | = | |
| Large Entity | Small Entity | Fee Description | |
| Fee Code (\$) | Fee Code (\$) | | |
| 103 | 18 | 203 9 Claims in excess of 20 | |
| 102 | 84 | 202 42 Independent claims in excess of 3 | |
| 104 | 280 | 204 140 Multiple dependent claim, if not paid | |
| 109 | 84 | 209 42 ** Reissue independent claims over original patent | |
| 110 | 18 | 210 9 ** Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (1) | \$0.00 | | |
| Extra Claims | Fee from below | Fee Paid | |
| Total Claims | -20** = | 0 X = 0.00 | |
| Independent Claims | - 3** = | 0 X = 0.00 | |
| Multiple Dependent | | = | |
| Large Entity | Small Entity | Fee Description | |
| Fee Code (\$) | Fee Code (\$) | | |
| 103 | 18 | 203 9 Claims in excess of 20 | |
| 102 | 84 | 202 42 Independent claims in excess of 3 | |
| 104 | 280 | 204 140 Multiple dependent claim, if not paid | |
| 109 | 84 | 209 42 ** Reissue independent claims over original patent | |
| 110 | 18 | 210 9 ** Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (2) | \$0.00 | | |
| Other fee (specify) | | | |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$130.00

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Complete (if applicable)

| | | | | | |
|-------------------|-----------------|--------------------------------------|--------|-----------|---------------|
| Name (Print/Type) | John F. Hoffman | Registration No. (Attorney/Agent) | 26,280 | Telephone | 219-424-8000 |
| Signature | | | | Date | Nov. 26, 2001 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.